

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

DON DAY, ET AL.

Serial No.: 10/631,058

Filed: JULY 31, 2003

**For: METHOD, SYSTEM AND
PROGRAM PRODUCT FOR DYNAMIC
TRANSMISSION IN A MESSAGING
SESSION**

Attorney Docket No. AUS920030437US1

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§ Examiner: Not yet assigned

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INFORMATION DISCLOSURE STATEMENT
PURSUANT TO 37 C.F.R. § 1.97(b)

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

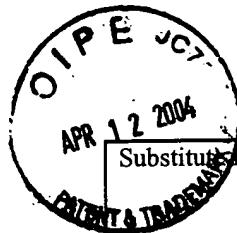
Applicants request that the information listed on the attached (Substitute) Form PTO-1449 be considered by the Office during the pendency of the above-entitled application, pursuant to 37 C.F.R. § 1.97(b). This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97 (b) within three months of the filing date of the application, or before the mailing date of a first office action on the merits. No fee or certification is required.

No fee is believed to be necessary; however, in the event that any fee is required, please charge it to **IBM Corporation's Deposit Account Number 09-0447**.

Respectfully submitted,

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ATTORNEY FOR APPLICANT(S)



Substitute Form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

				Complete if Known
Application Number				10/631,058
Filing Date				07-31-2003
First Named Inventor				Don Day, et al.
Group Art Unit				2186
Examiner Name				Not yet assigned
Sheet	1	of	1	Attorney Docket Number
AUS920030437US1				

U.S. PATENT DOCUMENTS

Examiner Initials	IDS Doc #	U.S. Patent Document Number	Name of Patentee or Applicant	Publication Date MM-DD-YYYY
		US 6338044 B1	COOK, ET AL.	01-08-2002
		US 6330554 B1	ALTSCHULER, ET AL.	12-11-2001
		US 6301609 B1	ARAVAMUDAN, ET AL.	10-09-2001
		US 6205432 B1	GABBARD, ET AL.	05-20-2001
		6119101	PECKOVER	09-12-2000
		US2002/0026351 A1	COLEMAN	02-28-2002
		US2002/0048349 A1	BIXLER, ET AL.	04-25-2002
		US2002/0059590 A1	KITSUWAKA, ET AL.	05-16-2002
		US2002/0046099 A1	FRENGUT, ET AL.	04-18-2002

FOREIGN PATENT DOCUMENTS

Examiner Initials	IDS Doc #	Office	Foreign Patent Document No.	Name of Patentee or Applicant	Date of Publication	English Translation

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	IDS Doc #	Include the name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	English Translation
		U.S. Patent Application Serial No. 09/294,358, filed April 20, 1999, titled "Buddy List for Telephone Network"	
		U.S. Patent Application Serial No. 10/237,650, filed September 9, 2002, titled "Instant Messaging with Caller Identification"	
		U.S. Patent Application Serial No. 10/347,095, filed January 18, 2003, titled "Instant Messaging System with Privacy Codes"	
		U.S. Patent Application Serial No. 10/347,087, filed January 18, 2003, titled "Method and System for Publication of Instant Messaging Privacy Codes"	
		U.S. Patent Application Serial No. 10/411,468, filed April 10, 2003, titled "User Control of Off-Line Messaging"	
		U.S. Patent Application Serial No. 10/411,412, filed April 10, 2003, titled "Timing of Off-Line Messaging"	
		U.S. Patent Application Serial No. 10/411,416, filed April 10, 2003, titled "Authorized Access to Off-Line Messaging"	

Examiner Signature	Date Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

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	Filing Date	July 31, 2003
	First Names Inventor	Don Day, et al.
	Art Unit	2186
	Examiner Name	Not yet assigned
	Attorney Docket Number	AUS920030437US1

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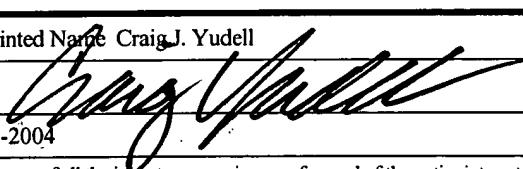
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Applicant/Inventor
 Assignee of record of the entire interest.
 Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
 Attorney or Agent of record. Registration Number 39,083.
 Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration.
 See 37 CFR 1.33(a)(1). Registration Number _____

Typed or Printed Name Craig J. YudellSignature 

Date 04-07-2004

Telephone 512.343.6116

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

 Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Typed or Printed Name: SHENISE RAMDEEN

Signature: SheniseRadeen

Date: 4-07-2004

Application Serial No. 10/631,058